WILMINGTON, N. C.: FRIDAY, DECEMBER 20, 1872.

Wilmington and Western Railway. We publish elsewhere the bill introduced into the House last week by Mr. Bennett, of Anson, to incorporate the Wilmington to its Western terminus, and place Wil- sustain Durell with United States troops. mington in connection with the railroad lines of the Great West.

The interest of this immediate section of the State is inseperably connected with this great work, and our people will watch with much interest and anxiety everything connected with its welfare.

Tarbero.

We were pleased to notice, during a and thriving town of Tarboro. The main street is being built up, with not only substantial, but imposing brick buildings, which add greatly to the appearance and importance of the town.

Judge Howard, Mr. W. S. Battle, Mr. Joseph Coffield, and Mr. II. D. Teel are stores, and Messrs. Pender, Gatlin & Co. since our last visit to Tarboro.

Among the other buildings in progress is the one for the Branch Bank of New Hanovor, the walls of which are nearly finished, and it already gives evidence both venience in its construction.

There is an air of prosperity and thrift about Tarboro, unmistakable of growth in population and wealth.

We were glad to meet during our visit with two old Wilmington friends, Major James D. Cumming, Cashier of the Branch Bank of New Hanover, and Captain S. S. Nash, who represents in Tarboro the firms of Williams & Murchison, of this city, and Murchison & Co., of New York. These gentlemen enjoy a consideration there, which their character as citizens, and their enterprise and integrity as business men, had established here. The Bank is already a prosperous and popular institution, as it could not

Captain Nash is also well established, and doing a very large business. He finds magnificent store of Judge Howard, just

support of two such really good papers as ably edited and enterprising newspapers, an alliance with them which circumstances have severed during the past few years.

Journal maintains in Edgecombe is not Senate a person whose qualifications were only gratifying to us personally, on account weaker side of human nature. A few ciation of which we are proud.

During our stay we had the pleasure of enjoying the agreeable hospitalities of Weddell and Captain J. W. Cotten, to who swarmed like locusts upon the Southwhom our thanks are due.

Louisiana.

To-day, at the Federal Capital, one hundred freemen, citizens of Louisiana, with stalled an usurping negro in the Guberna- tion. torial chair, with no claim to the position

Attorney General of Louisiana against the gross outrage committed by the President, to lead its columns at the South. It will, Ashe, a Hall, or a Cowan watched friends of Colonel Humphrey's line. It and we ask for it an attentive perusal.

This Louisiana imbreglio is not only interesting, but presents one of the most dangerous usurpations on the part of the Union, and do more to establish com- when such a project as that under discus- has been shrewd. The game was to iso-Federal Government yet undertaken. If mercial and business prosperity than all the sion was before the Legislature not a voice late Wilmington, and at one time a seemed Pinchback is sustained and his government | fine words and apt phrases that fell from forced upon the people of Louisiana, then Of course, we would not have the President would have upon the city of Wilmington! cessful. The management upon the floor, was made the special order for Monday hereafter Grant or his successor, if there is esponse either side in these factional quar- Western gentlemen have teld me they however, in each House, displayed at times next at 11 o'clock. ever to be another Presidential successor, rels. None of the parties are free from desire to oppose the scheme, but they were more zeal than discretion on the part of is only to name a State Governor and sustain him with the military arm of the Govern- be listened to, and their promises accepted what they had to do with the matter, and The special anxiety of our friends here ment, and the work is accomplished: the in preference to the falsehoods and appeals by being told that if it hurt any one it about the matter arose, in a great degree, State is reconstructed and placed in "accord of planderers, whose only title to consider must hart the Eastern people, and that from the fact that Mr. Moore's line crossed with the National Government."

Senator, and Kellogg, the Radical candiof giving them complete power over the son, of L-uisiana, J. W. Throckmorton, of fully, we do not know, but with great satisfaction to himself. He declared the official result, and his party friends licked following lines from an advertisement:

the platter clean. The Custom House party, relying on Federal support, here stepped in and filed a bill in the United States Circuit Court of butter, my second of a peculiar kind of granted a bill of injunction against War- peculiar kind of butter, and rod goes for mouth, restraining him and his board from the lick-her. joining all persons against attempting to his hat blown over a bridge, and carried the Journal that this project was fore- benefit Wilmington, while the other will enter upon any office by virtue of the socalled pretended canvass.

violent partisan of Kellogg and Pinchback. natural that a beaver should take to the a doubtful good, if they have made him a for a railroad, Messrs. Grandy and Moore He gave way to the most violent feelings, river. and even vehemently argued the case with restrained, and a bogus Legislature installed.

sworn returns are in the hands of War- £20,000.

meuth. Seven or eight counties have been counted out without evidence, Warmouth has been impeached and suspended from the discharge of any official duties, the State House is in possession of United States troops, the legal Legislature is enenjoined, armed men with bristling baye. nets are clattering around the capitol, challenging every citizen whose name is not upon the infamous roll of public enemies and political pirates. The Supreme Court and Western Railway, which is proposed of the United States has been appealed to to be the successor of the Wilmington, in vain. The President has been appealed Charlotte and Rutherford Railroad, with a fo and he answered the appeal with a brief view also to complete that important work | and surly order to the Federal General to

But let us look beyond the decision of the Judge, and see what has been done. Upon the impeachment of Warmouth Pinchback, as President of the Senate, is inaugurated Governor of the State. This negro was, upon the death of Lieutenant-Governor Dunn, elected President of the old Senate. But the members of this pretended Legislature were presumed to have been elected in November. Pinchback does not claim to have been elected. Indeed, he was not even a candidate, but claims to have been elected Congressman at large. So that, in no point of view, could he be the successor of Warmouth.

Then as to Kellogg, who claims to have been elected Governor. The Constitution of Louisiana provides that no member of about finishing very elegant and tasty Congress, or person holding office under the United States, shall be eligible to the also occupy a very fine store, completed office of "Governor or Licutenant-Governor." Kellogg was a candidate for Governor and a member of Congress at the same time: the vote for Governor had never been counted; the result had not been officially proclaimed; yet he goes into the of architectural Feauty and business con- Federal Court and sues for an office to which he is ineligible, before the vote has been ascertained, and before the result has been declared against him.

This is the case. Not in the interest of Warmouth, nor of Kellogg, are the one hundred citizens kneeling at the throne, but in behalf of legal government, in behalf of peace, in behalf of the sovereign State of Louisiana. They care for neither of these worthless adventurers who have brought trouble upon them and their State. They are in Washington not as partisans, but as law-abiding citizens. Will their entreaties be heeded? We shall see. Even Forney shudders at the spectacle.

In the Philadelphia Press, under the head of "The Nation's Shame," he says:

If there is a spectacle to bring a blush of Louisiana, Alabama, and South Carolina. In the first the Governor, Warmouth, by means of a political election law, designed er. But we shall see what we shall see. their political ascendency, elects a State ticket and Legislature by fraud. His perity of 'Tarboro' than is furnished by the turns the State Government, and sustained by violence, the influence that dictated it will declare a man Governor who is inches-Biggs, and the latter published by Messrs. Senate on the one side, and the violent Stamps & Charles, and edited by Mr. of a rule of incompetency and dismust certainly be inhabited by a thrifty bability of complications still more chactic and intelligent people. We are glad to see unless Attorney-General Williams' compro- The bill passed almost unanimously. that our business men are seeking to renew | mise is adopted. South Carolina, last on the list, is exempt from violence, but not from slame. A Legislature, one-half the members of which cannot read, nor one

courts for bribery. These events, shameful to free institutions, and disgraceful to all concerned, have sprung from causes which are now happily ern communities at the close of the war, have fulfilled their mission, and the day for were sustained by the national government and the voice of the North, because they were the conservators of the peace and the protectors of the negro. These duties are kneeling at our Republican throne, humbly to the Union are being discarded by the Southern people, if only to rid themselves firesides-appeals made in the face of the this political revolution, but it is palliation of their excesses to say that they fought With it will disappear the anarchy

they have eveked. The administration has an extremely delstowed by blind and bitter partisanship. in this crisis. Now is the time for a com- ing that had New Hanover only been for a branch to Jacksonville, but it was We publish elsewhere the protest of the plete and lasting reconciliation. It will not hazard Republican supremacy, but strengthen it, to crush out the robbers who claim of his stripe, win the confidence of our fellow-citizens there that are sincere in their the lips of orators in the last campaign. blame. But let the story of intelligent men, the honest members of these communities, has shown a disposition to recognize only the better elements of the Republican party at the South, and we trust that he will 1egrand work of practical reconstruction.

There is more truth than poetry in the my soothing syrup, will never cry any

My first is the name of a peculiar kind name. Answer-Ramrod, Ram is the

away by the stream. It is very singular, said he to a gentleman who was seated beside him, that my hat took that direction.

The coming marriage of Mustapha Pasha's daughter to Khalil-Sherif Pasha is Warmouth's counsel, and it is pretty well throwing Turkish society in a flutter. Four settled that at the trial he was very drunk. splendid carriages have been sent from refunded, would pay near half the whole issue being only as to a choice of routes, Of course Warmouth and his officers were Paris to complete the number of the bride's Southern debt at one dash. Another and only a few miles, very few miles apart, so equipage. Thirty gorgeous robes are being made by fashionable modistes. The wedding veil, of Brussls lace, has cost £800. The most shameless and revolutionary Beside the jewels presented by the brideproceedings have followed. The bogus groom, the princess will wear on the day Legislature has declared the result of the of her marriage a tiara and necklace of diamonds presented by her father. These vote and installed the officers, though the costly gifts have been purchased for in this day, at least, would listen to another that city.

EDITORIAL CORRESPONDENCE.

Matters of Interest Before the Legis lature-Constitutional Amendments-The Usury Laws-The Public over's Interests-The State Debt-Death of Republicanism.

RALEIGH, Dec. 13, 1872. Dear Journal :- Several important measures have occupied the attention of the Legislature during the week. On Thursday the bill of amendments to the Constitution was taken up, and after some skirmishing, was referred to the Joint Select Committee on Constitutional Reform, with instructions to report on or before the 17th of this month, whether in the opinion of the Committee the amendments can be separated, or whether the bill must be acted ipon as a whole, and passed or rejected without any change. If the Committee shall be of opinion that the amendments can be separated, then it is further instructed to report the amendments back to the Senate separately, on or before the 16th of January. The prospect is, therefore, that before the recess is taken, we shall know the fate of Constitutional Admendments. The New York, Norfolk and Charles-The Radicals do not seem to be acting together in regard to the amendments. Mr Grandy, one of the Radical Senators from the first disrtrict, has announced his purpose to oppose any change in the present Constitution. It suits him just as it is other Radical members of the Legislature, however, very fortunately for the good of the State, are of a different opinion upon the question of the right of the Legislature to separate the amendments. Legal gentlemen differ in epinion. Some of our most distinguished lawyers and jurists of the old school, are of the very decided belief that the Legislature has the right to treat the proposed amendment to each distinct part of the Constitution as a separate bill. Amongst the many gentlemen who are said to entertain those views, are Judge Battle and Hon. B. F. Moore. Their cpinions will doubtless go a long way to remove doubts and quiet apprehensions.

And in this connection it may not be out of place to remark that separating several distinct independent amendments to independent parts of the Constitution, which have been put together in one bill, is quite a different thing from altering or changing any particular amendment proposed to any one part of the Constitution. In other words, even if it be admitted that this Legislature has no right to change in any re-M. Weddell, and the management of Major | shame to the cheeks of an American citizen | spect any one of the amendments, it by no it is the recent scenes in the three States of | means follows that it has not the power to accept one amendment and to reject anoth-

it already necessary to increase his by its authors (who, we are sorry to con- Another important question which was confacilities, and will very soon occupy the fess, call themselves Republicans) to secure sidered on vesterday and elicited'a good deal of discussion, was a bill to repeal all usury erime is immediately met by another. A laws, and to permit parties to borrow and There is no better evidence of the pros- partisan decision by a senile Judge over- loan money upon any terms that may be agreed upon. A proposition to fix the maximum rate of interest at 12 and then at 15 the Southerner and Enquirer, the former lible to the office. In Alabama ambition to | per cent. was voted down in the Senate by published and edited by Captain William retain a seat in the United States a vote of twenty years to twenty-four mays, and then the proposition to repeal all usury laws was voted down by a vote of 9 to 34. Stamps. A county no more populous than honesty on the other, produce a legislative The bill to elect Judges of the Superior Edgecombe, which gives life to two large, quarrel which culminates in the organiza- Courts by the people of their respective tion of two distinct bodies, each claiming to Districts and not by the people of the State at large was also acted upon yesterday.

The public printing was also discussed, and a bill passed by the Senate in accordance with the recommendation of the The very large circulation which the third write, send to the United States Joint Committee on Printing. It fixes the compensation to be paid by the State at reasonable market prices. One or two of of old association, but exhibits an appre- hours after he finds himself arraigned in the Radicals attempted to fillibuster a little, but it was a weak attempt.

Governor Clark, Judge Howard, Mr. fading away. The political adventurers Norfolk and Charleston Railroad." This eastern Carolina will remain united in its their teleration is past. For years they of, and to run in an air line as near as may the bill. be to Sampson, Duplin and Bladen, and the eminent jurist and Christian gentle- no longer necessary. Sectional animosi- to Kinston, and another to Jacksonville, in elsewhere, that it was the coast line road, man, Judge Campbell, at their head, are ties, prejudices against race, and disloyalty Onslow county. The fact that Henry of which the Wilmington and Onslow and supplicating our Republican Monarch to southern people, it only to rid themselves of a rule that eats up their substance and tend to inspire our people with much confihear their appeals for justice, for good gov- destroys their political liberty. The War- dence. The bill was urged as an Eastern goes through Wilmington, and the other ernment, for protection for their homes and mouths and the Moses may have forced measure by Eastern and Northeastern goes West of it about thirty miles. There decision of our Republican Emperor, who the battle for the negro suffrage and civil whom wished to oppose the scheme, found for additional powers upon the Company ages to 48 nays. has already, with Federal bayonets, in- rights. The day has come for their extinc- themselves unable to assign any sufficient proposing to build that line. Senator reason therefor. The interests of the city Humphrey represents that corporation. It of Wilmington was not even alluded to in is true that the charter for the line prowith the downfall of Warmouth and others over her interests, what a differ- was a shrewd thing in order to prevent a ent fight would have been made! combination with the Wilmington interest. prevented from doing so by being asked the friends of Mr. Moore's line.

is enough almost to make men despair. favor is one looking to an assumption of our now fully prepared with means to complete indebtedness by the Federal Government. it. The question then is reduced simply to a making any count of the votes, and en- An outside passenger by a coach had It will be remembered by the readers of choice of two routes, one of which will shadowed in its columns some two weeks injure it. If it was true in point of fact that ago. Northern men may well say they their particular line offered to Eastern Judge Durell at once made himself the Not at all, replied the latter, it is quite have done their brother, the colored man, and Northeastern Carolina its only hope citizen only to load him with a ruinous would have more and better ground to debt. The amount of cotton tax money stand upon than that which they now ocunlawfully collected from the South, if cupy. As this is not true, however, the real a more potent cause for the assumption, if far as that section of the State is concerned. ever it shall be made, will doubtless be the friends of Wilmington may well be found in the enormous profits of the job. pardoned for thinking a little bardly of gen-It would certainly be a great relief to tlemen who insist so strenuously upon givhave our debts paid; so great that no man ling a preference to the line that must injure

the Federal Government over the States representatives, so-called, of the people of would be a dangerous one. Centralization New Hanover in the Legislature, found and consolidation are the order of the tongue enough to say a word in behalf of day. When the debts of the Southern the interests of his constituents. McLaurin Printing-The New York, Norfolk States shall have been assumed by the told the House that he could not stand by and Charleston Railroad-New Han- Federal Government the change in the in silence and see a bill hastily rushed character of our institutions will have been | through that might so seriously affect the perfected. The spectacle we witness interests of his constituents.

Condensed from the Raleigh News.

THE NORTH CAROLINA LEGIS-

LATURE.

SENATE.

The committee on Propositions and

Grievances recommended a substitute to

the effect that no person shall sell any wine,

ale, beer, malt or distilled liquois in the

State within two miles of any church or

court house, in less quanity than three gal-

lons, unless license shall have been first

obtained from the county commissioners.

they to be the judges of the whole ones-

GENERAL BUSINESS.

Mr. Ellis, of Columbus, called up bill

Mr. Murphy said he had been a member

the appropriation as little as the necessity

Motion to commit prevailed.

can overturn the Government of every SATURDAY, Dec. 14. State in a single week or a INTRODUCTION OF BILLS. single day. If affairs are not being con-Mr. Love, a bill in relation to attorneys ducted to suit him, all that he has to do is at law; allowing any person who may have been admitted to practice before the Supeto cause a few individuals to organize a rior Court of any other State to practice new government and to direct his before the Superior Courts of this State. Attorney-General to recognize it without going before the Supreme Court. telegraph, and to support it with the army Referred. Mr. Miller called up bill to prevent the and navy, and the thing is done! Can the sale of liquor in the town of Shelby, in Czar of the Russias arrange matters more to Cleveland county-that liquor shall not be

that Grant cannot exercise this power." S.

his satisfaction or more speedily?' And

affairs in Alabama and Louisiana pretend

can any man who knows the condition of

to day leaves scarcely a shadow of a hope

of preserving a vestige even of our old

land-marks. No European Monarch is

more completely master of the situation

than is President Grant to-day. He

ton Railroad. RALEIGH, N. C., Dec. 16, 1872; My Dear Journal :- There was onite a spirited little discussion in the House of Representatives on Saturday upon the motion of Mr. Watson, of Orange, to postpone the consideration of the bill to incorporate the New York, Norfolk and Charleston Railroad Company. Mr. Watson stated that his purpose in asking for the delay was to give the people of Wilmington an opportunity to examine the bill and to be heard upon its merits, if they so desired. Mr. Moore, of Martin, who is the especial champion of the bill, objected to any postponement and urged immediate action: but, as the readers of the JOURNAL already know, he failed to convince the House of the propriety of such a course. It would, indeed, have been strange had the result been different, for it is difficult to understand how the delay asked for could have retarded the completion of the proposed road, or could have affected its interests in any way beyond the increase of the hotel bill of the gentleman who is lobbying its charter through the Legislature. Economy is a good thing in its place, and it may be well for the great New York, Norfolk and Charleston Railand to be careful in its expenditures, even in hotel bills, and doubtless, too, by the session of county commissioners. Retime its road is completed through Green | ferred to judiciary committee. Swamp the Company will need all of its spare change; but still we think it was McNeill, of Robeson, were especially warm and earnest in their advocacy of the post- that this bill shall only apply to causes ponement, and insisted strongly upon the tried after January 1873. injustice of rushing the bill through

the bill at any time. result. There are new elements of oppo- from both political parties. sition to the charter that were not foreseen. If the Chamber of Commerce, after examining the charter, a copy of which was sent down on Saturday, shall desire to oppose the bill and sands up a committee to school law was taken up. wait upon the Legislature, there may vet be a hard fight in spite of the light esteem in which Mr. Moore seems to hold Wilwas the bill to incorporate "the New York, means certain that Eastern or even Northroad is to enter the State somewhere in support of the scheme, and unless they do on the desk before recess.

without giving the people vitally interested

Some confusion in regard to the proposed leave the State in Columbus county or in road has been created by the impression ceedings yesterday.) some county east thereof, with one branch that prevailed here at one time, as well as Clews is one of the incorporators does not the Planter's Roads are parts. The two members and Western members, some of is also a bill before the Legislature to conginal bill, which passed by a vote of 58 represented as in former times she had doubtless made to neutralize and weaken

was heard to enquire even what effect it that the attempt had been perfectly suc- Farmers' and Planters' Railroad Company

ident Grant, by his appointment of such opposition from the West came with an ill the Wilmington, Charlotte & Rutherford This trouble has grown out of the recent men as Judges Orr, of South Carolina, and grace! Poor Wilmington! She seems no Road about thirty miles West of Wilmingelection. Warmouth, the present Governor, Phillips, of North Carolina, to high effice, longer to be of any consideration in the ton. And, if it be true, as we believe, that Legislature of North Carolina. Among in a very great measure the future of our overthe fifty Senators and the one hundred and city will be such as that road shall make it Mr Murphy, a resolution of instruction, date for Governor, are the leaders of the collect that there are thousands of men twenty members of the House of Repre- it will be a very hazardous thing to our intwo factions. The laws of the State, there who are worthier of his confidence sentatives, not one has been heard to raise terests to tap it thirty miles before it reaches Mabson, colored, a bill to prevent the than the Spencers, and Pattersons and bis voice to defend or oppose the bill, be- us. There was something more than sting sale of liquor within two miles of Shiloh cause it affected the welfare of a cummu- and gall and sneer in the 10 mark of a Church in New Hanover county. Referreturns, enabled Warmouth to control the Texas, and Wickham, of Virginia-who nity, that, to say the least of it, is second friend of the line, "that if the road was election returns in his own interest. This only need a little encouragement to co-op- to none in the State in either wealth, man- built, a new Wilmington could be built in to the salaries of the Governor and Treasners, morals or intelligence. To think of the piney woods in six months." It wil wer, which gives Governor \$4,000 and the past and then to think of the present, certainly in jure us to tap our great feeder Treasurer \$2,500. thirty miles before it reaches us. The The Committee on the State debt and friends of Mr. Moore's line, without any "Babies, after having taken one bottle of liabilities have as yet made no report. It foundation, assume that the option is seems to be generally conceded that no tax | between their road and no road at all; but will be levied to meet any part of the interest, this is not the real issue by any means. and it may be that no attempt will be made | The line proposed by Col. Humphrey's bill against all the Warmouthites and their acts. liquor, and my whole is the name of a to compromise with our creditors. Indeed, can be built and its friends claim, as speed-Judge Durell came upon the scene, and portion of a family weapon. What is my the only project that seems to meet with lily as the other; indeed, they say they are

29 nays. reading. SPECIAL ORDER. incorporate the Goldsboro', Snow Hill and Greenville Railroad be made the special order for to-morrow at 11 o'clock. HOUSE OF REPRESENTATIVES. MEMORIALS AND PETITIONS. By Mr. Richardson-a memorial from sundry merchants of Wilmington, Raleigh,

INTRODUCTION OF RESOLUTIONS. By Mr. Jordan, a resolution of instruc who hinted that the power it would give We were glad to see that one of the four tion to the committee on education.

By Mr. Richardson, a resolution of instruction to the Secretary of State and for other purposes. INTRODUCTION OF BILLS.

By Mr. Bennett, a bill to be entitled an act declaratory of the meaning of the act entitled an act to provide for the service of Process issuing from Courts of Justices of the Peace in civil causes where one or more of the defendants may reside out of the county in which the action is brought. By Mr. Brown, a bill to promote immigration and to facilitate the sale of public

By Mr. Brown, of Mecklenburg, a resoation and report a bill to promote immi- any person or persons, corporations, railgration and facilitate the settlement of road companies or body politic; referred. public lands.

SPECIAL ORDER

amend the charter of the Wilmington Planters' Railroad Company was taken up. committee on education to provide for the and shall state particularly the amount Mr. McGehee said the object of the bill 1st, To unite, consolidate and merge its sold within two miles of the coroporate

stock, property and franchises with any other corporation. After such consolidation to assume a Wilmington & Planters' Railroad Company. name, and succeed to the rights, powers, &c., of the Wilmington & Planter's R. W.

Company 2d. Provides for a Board of Directors and the appointment of a President. 4 h. Provides the machinery for raising money for prosecuting the work.

5th. Provides that subscription may be made by corporations, towns and cities in the manner and form authorized by original charter 6th. Concerns the guage and law to

relating to an appropriation of \$70,000 to the Ir.sane Asylum. He stated that the established 7th. Authorizes the Company to use the emmittee had made special inquiries into railroad for freight and travel as constructhis institution, had examined the books, tion, and to leave the whole or any part as &c., and thought it had been managed with the Company shall deem most for its inter-

In the discussion of the bill, Mr. Luckey of the Board of Directors of this instituintimated that the bill was designed to be tion for two years, and had a right to know something of its workings. He thought to the New York, Norfolk and Charleston and Western Railway Company, purchase Railroad Company, and if so, then by condemanded. He strongly defended the solidation, or purchase or lease of Farmers workings of the institution, and said the and Planters' road, would be entitled to necessity for a good appropriation was alternate sections of the Public School greater than the public was aware of. The lands in Onslow and Jones counties. suffering in the State from insanity, out-Mr. McGehee said such was not the obside of the Asylum, was horrible, and ject or design, and the bill passed its sev-

bill was indefinitely postponed.

counties of Sampson and Robeson.

taken from the table.

indefinitely postponed.

for concurrence

viso to the bill.

CALENDAR.

SENATE.

Mr. Cowles from the joint committee

The resolution providing for a test be-

BILLS INTRODUCED.

Mabson, colored, a bill to incoroporate

TUESDAY, Dec. 17.

needed only to be known to be appreciated. eral readings Bill passed its second reading. House bill No. 288, to amend chapter 81, The bill concerning Superior Court laws 1871 and '72, came up as the special Judges was made the order of the day for order for 12 o'clock. The bill provides for 12 o'clock Monday. the striking out of section 7 of said chap-Senator Allen was in his seat to-day, ter and following, a substitute therefor: having been detained therefrom by severe

HOUSE OF REPRESENTATIVES. INTRODUCTION OF BILLS.

By Mr. Bowman, a bill to change the road Company to husband its resources jurisdiction of courts and the proceedings

At 12 o'clock the House bill No. 55 to amend section 4, chapter 186, laws of 1871 only an act of common courtesy to delay and '72, providing for the payment of witthe matter until our people could be heard | nesses full fees in cases where State fails if they so desired. Messrs. Norment and to convict, and where nolle prosequi are entered, was taken up. Mr. Bennett offered a proviso as follows:

> The bill with the proviso then passed its second reading. Mr. Richardson, an amendment that

in its provisions an apportunity to examine | sheriffs, clerks and constables receive full into them. Mr. Jones, of Caldwell, favored f. es, failed. On motion of Mr. Bowman, the bill on the postponement, but did so upon general its third reading was laid on the table. principles, and not because of any con-House resolution to raise a joint com sideration for the interests of Wilmington. mittee of sixteen, ten from the House and Mr. Badger was opposed to the passage of six from the Senate to examine the consti-

tutional amendments proposed by the Legislature of 1871 and '72, and that it be It is difficult to say what will be the composed of an equal number of members The resolution passed by 91 ayes to 10

CALENDAE. Under a suspension of the rules, on motion of Mr. Dula, the bill to amend the

was lost by 76 nays to 46 ayes. Mr. Dula thought that the bill should be printed, as it was one of strict importance to the House and the people everywhere. Mr. Badger advocated its printing, and The "big thing" of the week, however, mington and her interests. It is by no moved that it be laid on the table for that ayes to 50 nays. purpose, and be made the special order for January 26th, at 12 o'clock, and ten copies to be printed for each member, and placed

Gates county or in some county east there- remain united it will be impossible to pass Mr. Gudger moved a suspension of the rules in order to take up the Senate bill No. —. in regard to public printing. mittee had entered into a contract with Mr. (The bill was reported in our Senate pro-Patrick McGowan, at \$50 per month-\$150

The report of the joint committee on per year less than heretofore paid. Concurred in and sent to the House. printing, detailing in full the reasons why they proposed to increase the prices for the work, was read.

sum proposed was as little as the people of North Carolina could ask for. The question then recurred on the orithe Cape Fear Building Association.

Mr. Bean called the ayes and nays. The bill passed its third reading by a into the manner of the disbursement of vote of 51 aves to 49 navs. whatever, and no merits except that be- icate task but an imperative duty to perform the discussion. One could not help think- posed by Mr. Moore contains a provision suspended to take up Senate bill No. 68, to N. C. Railroad. incorporate the New York, Norfolk and

Charleston Railroad. put upon its passage. Mr. Cunningham explained the bill and been represented, when a McClammy, an the opposition to be expected from the note from citizens of Wilmington, asking Mr. Watson said he had in his hand a urged its passage. It was the purpose to the postponement of this bill till the charter could be examined into, &c., and moved its postponement till Tuesday next. [A &c., making the act resulting in death, a elected by the stockholders, at their first any person or persons shall intrude upon, full report of the debate on this bill was capital felony and punishable with death, annual meeting, and at subsequent annual the said road by any manuer of use thereof professions for the negro and of loyalty to It was painfully humiliating to think that Indeed, the whole of the lobby management published, by special despatch to the JOURNAL, in Sunday's issue. 1 On motion of Mr. McGehee the consid-

SENATE. ceedure in certain cases' and to enact a tors to any number not less than five. MONDAY, Dec. 16,1872.

Mr McCauley, a bill in relation to bastard children. Referred. Mr Waring, a bill to establish a el ronic CALENDAR. insane asylum at or near the town of Charlottte. Referred. Mr Flemming a resolution of instruction poration bills to the Judiciary committee to ascertain if the power sought cannot be

obtained under the general law]-was taken up, and amended by striking out "judiciary committee" and inserting "corporations," and was then adopted. The resolution of instruction to the jointselect committee on the general incorporation act was adopted.

The special order, the bill to incorporate the Snow Hill, Greenville and Goldsboro' Railroad Company, was considered. Mr. Hnmphrey moved to amend by inserting for the word "Goldsboro" as the Mr Cowles offered an amendment to line of the road the words "and from Goldsstrike out \$4,000 in the Governor's salary boro to Fayetteville, via Newton Grove, and insert \$3,000.

Mr Powell moved to make the Treas-Sampson county." Mr. Humphrey offered sundry other urer'a salary \$3,000. formal amendments which were adopted. The question being called the motion to The bill passed its second and third make the Treasurer's salary \$3,000 prevailed, by a vote of 25 ayes, 20 nays. readings. On motion of Mr. Ellis, of Columbus, The motion to make the Governor's

Charlotte, and other places in North Car-

merchandise as personal property.

the rules were suspended and the bill for salary \$3,000 failed by a vote of 16 ayes, the support of the Insane Asylum was put upon its third reading. [Appropriates The bill as amended passed its second The bill passed by a vote of 33 to The previous question being called, the Ordered to be engrossed. Senate decided by a vote of 40 ayes and 16 nays to make the Governor's salary \$4,000.

On motion of Mr. Dunham the rules were suspended and the bill to charter the Wilson and Tar River Narrow Guage Rail-Mr. Humphrey moved that the bill to road Company was put upon its passage. The bill passed its second and third be engrossed.

The bill to extend the time for the renext, passed its second and third readings under a suspension of the rules.

olina, asking the Legislature to exempt Company. them from paying the burdensome licen-Mr. Cowles, with a view to construing ces, while they are required to list their sent to the House.

HOUSE OF REPRESENTATIVES. RALEIGH, Dec. 17th, 1872.

House Branch Joint Select Committee stream. on Constitutional Reform-Messrs. Wiley, Mitchell, Waugh, Trivett, Brown, of Mecklenburg, Dula, Craige, Copeland, Moss and Bowman.

House branch joint committee to examine account of the Treasurer for the any other cause, the same cannot be purmonths of October and November-Messrs. Bennett, Badger and Hanner.

BILLS AND RESOLUTIONS By Mr. Bennett: A bill to repeal all lution raising a joint select committee of laws and parts of laws by which any part perior Court of the county where some five from the House and three from the of the lands in the State belonging to the part of the land or right of way is extended, Senate be appointed to take into consider- school fund have been donated or given to Bg Mr. Corson: A bill to authorize and empower the Government of the United At the hour of 111 o'clock the bill to the erection of warehouses, &c.; referred. By Ellison, col.: A bill requiring the office of Assistant Superintendent of Pub-

lic Instruction: referred. At 12 o'clock M. the Speaker announced that the special order was the reconsideration of the bill to amend the charter of the A motion to reconsider was lost. Senate bill to charter the New York.

Norfolk & Wilmington Railroad Company was taken up. Mr. Jones, of Orange, moved to postpone further consideration of the bill tlil after the recess: lost.

The bill came up on its second reading, On motion of Mr. Houston, the House

a ljourned till to-morrow at half past 11

WILMINGTON, CHARLOTTE AND RUTHERFORD RAILROAD.

The following bill was introduced last week in the House, by Mr. Bennett, of Anson. It will be seen that it is herein supplemental to the bill to grant a charter | proposed to incorporate the Wilmington | the Wilmington, Charlotte and Rutherford Railroad, and connect one part with the Mississippi and Ohio Vallies :

A BILL TO BE ENTITLED AN ACT TO IN-CORPORATE THE WILMINGTON AND

WESTERN RAILWAY COMPANY. SEC. 1. The General Assembly of State of North Carolina do exact es follows: That Edward Mathews, Horatio G. Onderdonk, Timothy S. Porter, Andrew V. at least one month preceding in some news-Stout, James S. Whedbee, Chas. H. Rob-That any elector shall be entitled to vote erts, Silas N. Martin, Francis W. Kerchin any other township than the one in her, S. L. Fremont, E. R. Liles, C. M. T. further, That the valuation provided for in which he is an actual bona fide resident McAuly, H. M. Houston and John L. this section shall be made on oath by the on the day of election; provided that he Brown and their associates, are hereby commissioners aforesaid, which oath any shall produce to the judges of election made and constituted a corporation with Justice of the Peace or Clerk of the Suthereof a certificate from the Registrar of perpetual succession, to be known by the perior Court of the county in which the the voters of the township or precinct in name and style of "Wilmington and West- land, or any part thereof, lies, is hereby which he is such actual bena fide resident, ern Railway Company," and by that name empowered to administer. that he has been duly registered in his said shall be capable of purchasing, holding, further, That the right of condemnation township or precinct, or provided that he selling, leasing and conveying estates, real, herein granted shall not authorize the said makes his affidavit to that effect. The personal and mixed, and of acquiring the Company to invade the dwelling house, necessary for the purposes embraced with- vidual, without his consent. in the scope, object and intent of this char- Sec. 10. That the right of said company On motion of Mr. McNeil, the rules were | ter, and no further, and by their corporate | to condemn lands in the manner described suspended and the bill in relation to the name may sue and be sued, plea and be in the 9th section of this act shall extend destruction of deer in Robeson county was | impleaded, in any court of law and equity | to condemning of one hundred feet on in the State of North Carolina, and may each side of the main track of the road The bill, as amended, provides for the have and use a common seal, which they measuring from the centre of the same, repeal of that section of the law in the shall have power to alter at pleasure, and unless in case of deep cuts and fillings, have and enjoy all other rights and immu- when said company shall have the right to House bill No. 14, for the relief of the nities which other corporate bodies may condemn so much in addition thereto as Sheriffs of the State. Allows all Sheriffs and of right do exercise, and may from shall be necessary for the construction of till 1st of April to settle with the county | time to time make all such by-laws, rules | said railway, and the company shall also and regulations as they may deem proper have power to condemn any appropriate On motion of Mr. Maxwell the bill was and necessary to their government, and the lands in like manner for the constructing On motion of Mr. Brown, the resolution with the constitution and laws of this and depots, shore, warehouses, building offered by him this morning in regard to State and of the United States. And they for servants, agents, and persons employed the raising of a Joint Select Committe, was may forthwith open books of subscription on said railway, not exceeding two acres taken up, passed and sent to the Senate to the capital stock of said corporation in in any one lot or station. the city of Wilmington or elsewhere, Sec. 11. That in the absence of any

of the Wilmington and Planters' Railway million of dollars, to be divided into ten es may pass, signed by the owner thereof, Company passed, that he might offer a pro- thousand shares of one hundred dollars or his agent, or any claimant or persons in each, with such preferences in classes of possession thereof, which may be con-After considerable discussion Mr. Stan- stock as the stockholders may determine. firmed by the owner thereof, it shall be ford moved to lay the motion to recon- SEC. 2. Said corporation is hereby presumed that the land over which said sider on the table, upon which motion Mr. authorized to construct and make, or to road, or any of its branches may be conpurchase, hold and complete, the construct structed, together with a space of one

Bennett called the ayes and noes, Motion tion of a railway from the city of Wilming- hundred feet on each side of the centre of The motion of Mr. Bennett was made | ton to or near the most eligible point on | said railway, has been granted to the said the special older for 11 o'clock to-morrow. the line of division between this State and company by the owner or owners thereof The motion to postpone prevailed by 60 | the State of Tennessee or Virginia, or and the said company shall have good either of them.

appointed to contract for the keeping of the meet at Wilmington, in the county of New was finished, or those claiming under him, capitol and grounds, reported that the com- Hanover, which they shall cause to be pre- her or them, shall apply for an assessment fore the U.S. Supreme Court for the jurisdiction of the U. S. Circuit Court in the regulations and by-laws as may be neces- two years next after the said part was case of Lee Dunlap, charged with marder, sary for the government of the corporation finished, he, she or they shall forever be stockholders shall fix upon the day and infants, until two years after the removal Mr. Flemming, a resolution of inquiry place or places where the subsequent elec- of their respective disabilities. tion of directors shall be held, and such | Sec. 12. That all lands not heretofore the dividends on the State's stock in the election shall thenceforth be annually granted to any person, nor appropriated by made; but if the day of election shall pass law to the use of the State within one

such manner as shall be prescribed by the pany, shall vest in said company, so soon by-laws of the corporation. put a stop to the practice of placing ob- shall be managed by a general board to thereafter shall be void. structions on the roads, firing into cars, consist of not exceeding ten directors, to be SEC. 13. Be it further control, That it to report the Senate by 11 o'clock to-mor- the votes cast shall be considered duly any Court of competetut jurisdiction. elected. Provided, That the stockholders | Sec. 14. Be if further endeled, That if On motion of Mr Cowles, the rules were may at any general meeing establish a any person shall wilfully destroy, or in any suspended and the "bill to be entitled an different scale of voting, if two-thirds in manner hart or damage, or obstruct, or

substitute for the same," passed its several | Sec. 5. That the president of the com- or damage, or obstruct, or injure said railpany shall be elected by the board of di- way, or any bridge, or vehicle used for er rectors from among their number in such in the transportion thereon, any water-The resolution in relation to the joint | manner as the by-laws may prescribe. - tanks, warehouses, or any other property rules of order-[Proposing to refer all cor- And the appointment of all other officers of said Company, such person or persons

by-laws of the company. hire, purchase, or otherwise secure the use | fore which said conviction shall take place; and control of the same. And the said and shall be further liable to pay all ex-Company is authorized to open books for penses of repairing the same; and it shall subscriptions to any amount not exceeding | not be competent for any person so effend-\$25,000 per mile to construct any branch ing against the provisions of this clause to or branches to their main road, and to defend himself by pleading or giving in constitute the stock so subscribed separate evidence that he was the owner, agent, or and independent of the stock of the main servant of the owner of the land when road, to be applied exclusively to the con- such destruction damage, injury, or obstruction of the branch road, for which it struction was done, at the time the same was subscribed, according to such agree- was done, or caused it to be done. ment as may be entered into by the sub- Sec. 15. Said Company may purchase scribers aforesaid with said Company .- the Wilmington, Charlotte and Rutherford And that all by-laws and covenants that Railroad at any sale thereof which may be may be made by and between the subscri- made under the judgment of the Superior bers to the stock aforesaid, and the said Court of New Hanover county, in the Company for the construction and manage- action now pending in said Court for forement of any branch road, shall have the closure of the mortgage on the franchise

though embraced in this act. SEC. 7. That the said Company may party defendant, as provided by act of Aspurchase, have and hold in fee or for a sembly, or at any other sale that may term of years any land, tenements or he- be made thereof, and may thencereditaments which may be necessary for forth have, hold and possess, and be said railway or branches, or the appurte- entitled to the said railroad, extending from nances thereof, or for the erection of de- Wilmington to Rutherfordton, about 272 positories, storehouses, houses for the offi- miles, and all contracts, franchises, rights, readings without opposition. Ordered to cers, servants or agents of the Company, privileges and immunities, and all the esor for workshops or foundries, to be used tate and property of every description, real for said Company, or for procuring stone and personal, belonging to the said Wildemption of property sold for taxes, in certain cases, to the 30th of day of January struction of said road, or for effecting road Company. And by such purchase transportation thereon, and for no other the said Company shall acquire all the

purposes whatever. Also the bill to amend the clarier of SEC. 8. That the Company shall have Wilmington, Charlotte and Rutherford the Wilmington Mutual Life Insurance , the right, when necessary, to conduct the Railroad Company by its charter and all said railway across, or along any public amendments thereto. road or water course: Provided, That the | Sec. 16. Said Corporation, should it be-

sufficient for the passage of such vessels as navigate such stream, which draw shall be The Speaker announced the following opened by the Company for the free passage of such vessels as navigate such

Sec. 9. That when any lands or right of

way may be demanded by said Company

way or branches, and for the want of

agreement as to the value thereof, or from

chased from the owner or owners, the same

may be taken at a valuation to be made by

five commissioners, or a majority of them,

for the purpose of constructing their rail-

to be appointed by the Clerk of the Su In making said valuation, the said commissioners shall t ke into consideration the loss or damage which may accrue to the owner or owners in consequence of the land or right of way being surrendered. States to purchase land in this State for and the benefit and advantage he, she or they may receive from the erection or establishment of the railway or other works, and value of each: and the excess of loss and damage over the benefit and advantage shall form the measure of valuation of said land or right of way. Provided, neverthe less. That it any person or persons, over whose lands said railway or branches may pass, the Company be dissatisfied with the valuation of said commissioners, then, and in that case, the person or persons or this Company, so dissatisfied, may have an atpeal to the Superior Court in the county where said valuation has been made, or in either county in which the land lies, when it may lie in more counties than one. The proceedings of the said commissioners, accompanied with a full description of said land or right of way, shall be returned under the band and seal of the commis sioners, to the Court from which the commission issued, there to remain a matter of record. And the lands or right of way, sc. valued by said commissioners, shall vest it the said Company so long as the same shall be used for the purp se of said railway, so soon as the valuation may be paid, or when refused, may have been tendered. Prorded. That on application for the appointment of commissioners under this section. it shall be made to appear to the satisfaction of the Court that at least ten days previous notice has been given by the applicant to the owner or owners of land so proposed to be condemned; or if the owner or owners be infants or non composmentis, then to the egardian of such owner or owners, if such guardian can be found within the county. or if he cannot be so found, then such an pointment shall not be made unless notice of the application shall have been published paper printed convenient as may be to the court house of the county. Provided same by gift and devise, so far as shall be | yard, garden, or burial ground of any indi-

interest of their company, not inconsistent and building of lateral roads and branches

Mr. Bennett moved to reconsider the under such regulations as they may pre- contract or contracts, in relation to land vote by which the bill amending the charter | scribe. Said capital shall not exceed ten | through which said road or any of its branchright and title thereto, and shall hold and SEC. 3. That so soon as the sum of five enjoy the same so long as the same shall be hundred thousand dollars shall have been used for the purpose of said railway, and subscribed it shall be the duty of the per- no longer, unless the person or presons sons named in the first section of this act, owning the land at the time, that part of to appoint a time for the stockholders to the said railway which may be on said land viously published for the space of two of the value of said lands as heretofore weeks in one or more newspapers, as they directed, within two years next after that may deem proper, at which time and place | part of the road which may be on the said the said stockholders, in person or by land was finished; and in case the said proxy, shall proceed to elect the directors owner or owners, or those claiming under of the company, and to enact all such him, her or them, shall not apply within and the transaction of business. The per- barred from recovering said land, or having sons elected at the meeting shall serve such any assessment or compensation therefore period not exceeding one year, as the stock- | Provide I, That nothing herein contained holders may direct, and at this meeting the shall effect the rights of feme coverts, or

On motion of Mr. Cunningham, the bill off without any election it shall be lawful hundred feet of the centre of said road. for the protection of life on railroads was to hold an election on any other day, in which may be constructed by said comas the line of the railway is definitely laid Sec. 4. That the affairs of the company out through it; and any grant of said land

and imprisonment where death does not meetings each stockholder shall have as without the permission, or contrary to the many votes as he has shares in the stock will of the said company, he, she, or they Mr Love moved the bill be referred to of the company, and this election shall be may be indicted for mindemeanor, and the Judiciary committee with instructions by ballot, the persons having a majority of upon conviction, fined and imprisoned by

act to repeal section 10 of the act entitled number and interest shall consent thereto, shall wilfully cause, or aid or assist, or 'an act to suspend the Code of Civil Pro- and may also reduce the number of direc- counsel and advise any other person or persons to destroy, or in any way to hurt and agents shall be provided f r by the so offending shall be liable to be indicted therefor, and on conviction shall be im-SEC. 6. That the said Company may prisoned for not more than twelve, nor less construct or aid others in constructing any than one month, and pay a fine not less lateral railway, branch or branches, or than twenty, or more than five hundred feeders to their main railway, or may lease, dollars, at the discretion of the Court be-

force and effect of law in all respects, as and property of said Railroad Company, in which action the State has made itself a rights and privileges conferred upon the

the joint resolution for a recess on Thurs- said Company shall not obstruct any pub- come the purchaser of the Wilmington, day next, introduced a joint resolution pro- lie road without constructing another Charlotte & Rutherford Railroad, is authorviding for a working session of the As- equally good and convenient, nor without | ized to complete the construction of said sembly on that day. Concurred in and making a draw in any bridge of said rail- road, but it shall have no power to change way, which may cross a navigable stream the line of that part of the road already